

## Message Text

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ORIGIN L-02

INFO OCT-01 NEA-09 ISO-00 SCS-03 SCA-01 H-02 SS-15 NSC-05

SNM-02 DEAE-00 SY-05 CIAE-00 INR-07 NSAE-00 /052 R

DRAFTED BY L/NEA:JAROHWER:DSC

APPROVED BY L/NEA:BKHUFFMAN

NEA/INS:RLORTON

----- 106141

R 032038Z APR 75

FM SECSTATE WASHDC

TO AMEMBASSY NEW DELHI

INFO AMCONSUL CALCUTTA

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E.O. 11652:N/A

TAGS: CASC, PFOR, IN

SUBJECT: HARCOS/FLETCHER

REF: A. NEW DELHI 4087, B. NEW DELHI 2949

1. DEPTOFF SPOKE ON 2 APRIL WITH DOLORES DONOVAN, WHO HAS BEEN CONTACTED BY DUDHWEWALA CONCERNING PROSECUTOR'S ATTEMPT TO APPEAL TO THE SUPREME COURT THE HIGH COURT RULING GRANTING HARCOS/FLETCHER A CERTIFIED COPY OF THE CHARGES (REFTEL A). DONOVAN MUST DECIDE WHETHER TO RETAIN DELHI COUNSEL (AT SOME EXPENSE) FOR SUPREME COURT APPEAL AND WOULD LIKE TO KNOW WHETHER, WHEN HE MENTIONED THE NECESSITY OF HARCOS/FLETCHER PLEADING FORMALLY BEFORE A MAGISTRATE (REFTEL B), HAIDER MEANT THAT THE TRIAL COURT WOULD HAVE TO RECONVENE, OR THAT THEY COULD SIMPLY GO BEFORE A MAGISTRATE AT ANY TIME AND PRESENT THEIR CONFESSION. IF A PLEA BARGAIN DEAL CANNOT BE STRUCK UNTIL THE COURT RECONVENES, DONOVAN WILL HIRE DELHI COUNSEL TO FIGHT THE APPEAL; IF HARCOS/FLETCHER CAN PLEAD BEFORE A MAGISTRATE ANYTIME, SHE DOES NOT CARE WHETHER THE TRIAL COURT RECONVENES AND WILL NOT RETAIN DELHI COUNSEL OR

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FIGHT THE PROSECUTION ATTEMPT FOR A SPECIAL ORDER FROM THE

SUPREME COURT.

2. PLEASE CONTACT HAIDER AND TRY TO FIND OUT WHETHER  
HE THINKS THE APPEAL WILL HAVE TO BE DISPOSED OF AND THE

TRIAL COURT RECONVENED BEFORE THE PLEA BARGAINING CAN  
PROCEED. HAS HE DONE ANYTHING MORE TO GET THE PRO-  
SECUTION TO DROP THE APPEAL? ALSO, HAS THERE BEEN  
ANY PROGRESS IN GETTING THE HOME MINISTRY TO ACT ON  
THE CASE? INGERSOLL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** COURT PROCEEDINGS  
**Control Number:** n/a  
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**Draft Date:** 03 APR 1975  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** greeneet  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Unique ID:** 00  
**Drafter:** JAROHWER:DSC  
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